

CLARK COUNTY STAFF REPORT

DEPARTMENT: Public Works, Transportation Division

DATE: July 6, 2021

REQUESTED ACTION: Approve resolution “Application Certification” for a Washington State Public Works Board low-interest construction loan for the NE 99th Street (NE 94th Avenue – Vicinity of NE 117th Avenue (SR 503)), CRP# 350722

☒ Consent ☐ Hearing ☐ County Manager

BACKGROUND

Public Works is seeking approval to apply for a Washington State Public Works Trust Fund, or PWTF, loan of \$9,000,000 to help fund construction of the NE 99th Street (NE 94th Avenue – Vicinity of NE 117th Avenue (SR 503)) project scheduled for construction in late 2021. The application requires a resolution certifying the commitment of a dedicated revenue stream for repayment of the loan. The loan will be repaid from the County Road Fund. The loan terms are:

- \$9 million loan request
- 20-year term
- 0.94% interest rate

The Public Work Director/County Engineer and Public Works Finance Division supports the submittal of the PWTF application.

This project reconstructs the existing NE 99th Street roadway to an arterial standard between NE 94th Avenue and west of NE 117th Avenue (SR 503) including: reconstructing the existing roadway with bike lanes and sidewalks; constructing a new section of roadway segment across the landfill to complete the corridor gap; improving three intersections by installing roundabouts; and improving environmental conditions, stormwater management, and utilities as needed.

Upon Council approval, please digitally sign the attached Applicant Certification Resolution form, which is required to be submitted with the loan application.

COUNCIL POLICY IMPLICATIONS

None. This project supports the council’s policy of providing a safe and efficient transportation system for all county residents.

ADMINISTRATIVE POLICY IMPLICATIONS

None. The project is included in the adopted 2021-2026 Transportation Improvement Program, adopted 2021 Annual Construction Program, and adopted 2021 Budget.

COMMUNITY OUTREACH

This project has solicited and will solicit public input through many sources including: three open houses; Neighborhood Association presentations, upcoming virtual open house; project video in progress; partnership with CRWWD to communicate their traffic impacts ahead of the county’s project; project website <https://clark.wa.gov/public-works/ne-99th-street>; social and digital media campaigns; news releases

and media relations; documents provided in alternative languages to increase access for all residents; and a newspaper article in the Columbian. A State Environmental Policy Act, or SEPA, review for this project also provided an additional opportunity for public comment. The development of the 2021-2026 TIP included Clark County Council work sessions, as well as presentations to the Clark County Planning Commission and the Development and Engineering Advisory Board. The TIP was the subject of a digital-media campaign earlier this year in which the posts received more than 23,000 impressions. Public Works is planning at least two more digital-media campaigns for the TIP. The TIP will also be displayed and discussed at several future online public open houses.

BUDGET IMPLICATIONS

YES	NO	
X		Action falls within existing budget capacity.
	X	Action falls within existing budget capacity but requires a change of purpose within existing appropriation
	X	Additional budget capacity is necessary and will be requested at the next supplemental. If YES, please complete the budget impact statement. If YES, this action will be referred to the county council with a recommendation from the county manager.

BUDGET DETAILS: Total project Cost = \$24,000,000

Local Fund Dollar Amount	\$7,350,000
PWB Loan Dollar Amount	\$9,000,000
Grant Fund Dollar Amount	\$7,650,000
Account	1012 – County Road Fund

DISTRIBUTION:

Council staff will post all staff reports to the web. <https://www.clark.wa.gov/council-meetings>

Please return the signed resolution Application Certification to Public Works, attention John McSherry

ATTACHMENTS: (1) Resolution Application Certification; (2) PowerPoint Presentation with Vicinity Map

Robert Klug

Robert D. Klug, PE
Transportation Division Manager

Ahmad Qayoumi

Ahmad Qayoumi, PE
Public Works Director/County Engineer

Eva Haney

Eva Haney, CGFM
Finance Division Manager

Primary staff contact: Susan Wilson, Ext. 4330 or John McSherry, Ext. 5794

APPROVED: *Eileen J. O'Brien*
CLARK COUNTY, WASHINGTON
CLARK COUNTY COUNCIL

DATE: *July 6, 2021*

SR# *123-21*



CLARK COUNTY, WASHINGTON
RESOLUTION NO. 2021- 07-06

A resolution relating to a loan agreement application with the Public Works Board for construction activities on the NE 99th Street (NE 94th Avenue - Vicinity of NE 117th Avenue (SR 503)) project.

WHEREAS, Clark County is applying to the Washington State Public Works Board for a low-interest loan for an eligible project; and,

WHEREAS, RCW 43.155.070 requires that applicants planning under RCW 36.70A.040 must have adopted comprehensive plans in conformance with the requirements of chapter 36.70A RCW and must have adopted development regulations in conformance with requirements of chapter 36.70A RCW; and,

WHEREAS, RCW 70A.205.055 requires a comprehensive Solid Waste Management Plan to be adopted by the county; and

WHEREAS, RCW 70.235.070 requires Greenhouse Gas Emission Reduction requirement; and,

WHEREAS, RCW 43.155.070(8) requires that solid waste or recycling facility is consistent with and necessary to implement the comprehensive solid waste management plan adopted by the county under chapter 70A.205.055 RCW; and,

WHEREAS, the applicant certifies that it has a currently adopted plan for each and every one of the systems it owns and operates and that these plans fully conform to the specifics within this application; and,

WHEREAS, RCW 43.155.070 requires that county applicants must have adopted the local optional one-quarter of one percent Real Estate Excise Tax, as described in chapter 82.46 RCW; and'

WHEREAS, the local government must be using all local revenue sources which are reasonably available for funding public works, taking into consideration local employment and economic factors; and,

WHEREAS, the applicant states that their Capital Facility Plan is consistent with the Comprehensive Land Use Plan of the jurisdiction in which they provide service; and

WHEREAS, the local governing body has approved submission of this application to the Public Works Board; and,

WHEREAS, the applicant certifies that, there is currently no litigation in existence seeking to enjoin the commencement or completion of the above-described public facilities project or to enjoin the applicant from repaying the loan extended by the Public Works Board with respect to such project. The applicant is not a party to litigation, which will materially affect its ability to repay such loan on the terms contained in the loan agreement; and,

WHEREAS, the applicant recognizes and acknowledges that the information in the application forms is the only information, which will be considered in the evaluation and/or rating

process. Incomplete responses will result in a reduced chance of funding. In order to ensure fairness to all, the Public Works Board does not accept any additional written materials or permit applicants to make presentations before the Board; and,

WHEREAS, it is necessary that certain conditions be met as part of the application process; and,

WHEREAS, RCW 43.155.060(3) requires that the project will be advertised for competitive bids and administered according to standard local procedure; and,

WHEREAS, the loan will not exceed the maximum amount allowed by the Public Works Board of eligible costs incurred for the project; and,

WHEREAS, any loan arising from this application constitutes a debt to be repaid, and Eva Haney, CGFM, Finance Division Manager, Clark County Public Works Department has reviewed and concluded it has the necessary capacity to repay such a loan; and,

WHEREAS, the information provided in the loan application is true and correct to the best of the government's belief and knowledge and it is understood that the state may verify information, and that untruthful or misleading information may be cause for rejection of this application or termination of any subsequent loan agreement(s); and,

NOW, THEREFORE, Clark County certifies that it meets these requirements, and further that it intends to enter into a loan agreement with the Public Works Board, provided that the terms and conditions are satisfactory to both parties.

RESOLVED this 6th day of July 2021.

ATTEST:


Clerk to the Council

**COUNTY COUNCIL
CLARK COUNTY, WASHINGTON**

By: 
Eileen Quiring O'Brien, Chair

Approved as to Form Only:
Bill Richardson
Deputy Prosecuting Attorney

By: _____
Temple Lentz, District 1

By: **William Richardson**
Deputy Prosecuting Attorney

By: _____
Julie Olson, District 2

By: _____
Karen Dill Bowerman, District 3

By: _____
Gary Medvigy, District 4



NE 99th Street Project

(NE 94th Avenue – NE 117th Avenue)

CRP #350722

Public Works Transportation Programming

July 6, 2021



Request, Terms, and Project Scope

REQUEST: Approve a resolution for PWTF submittal.

Public Works is applying to the Washington State Public Works Board (PWB) for a low-interest construction loan for the NE 99th Street improvement project. Project estimated to cost \$24 million.

LOAN TERMS:

- \$9 million loan request
- 20-year term
- 0.94% interest rate
- Repaid with Road Fund

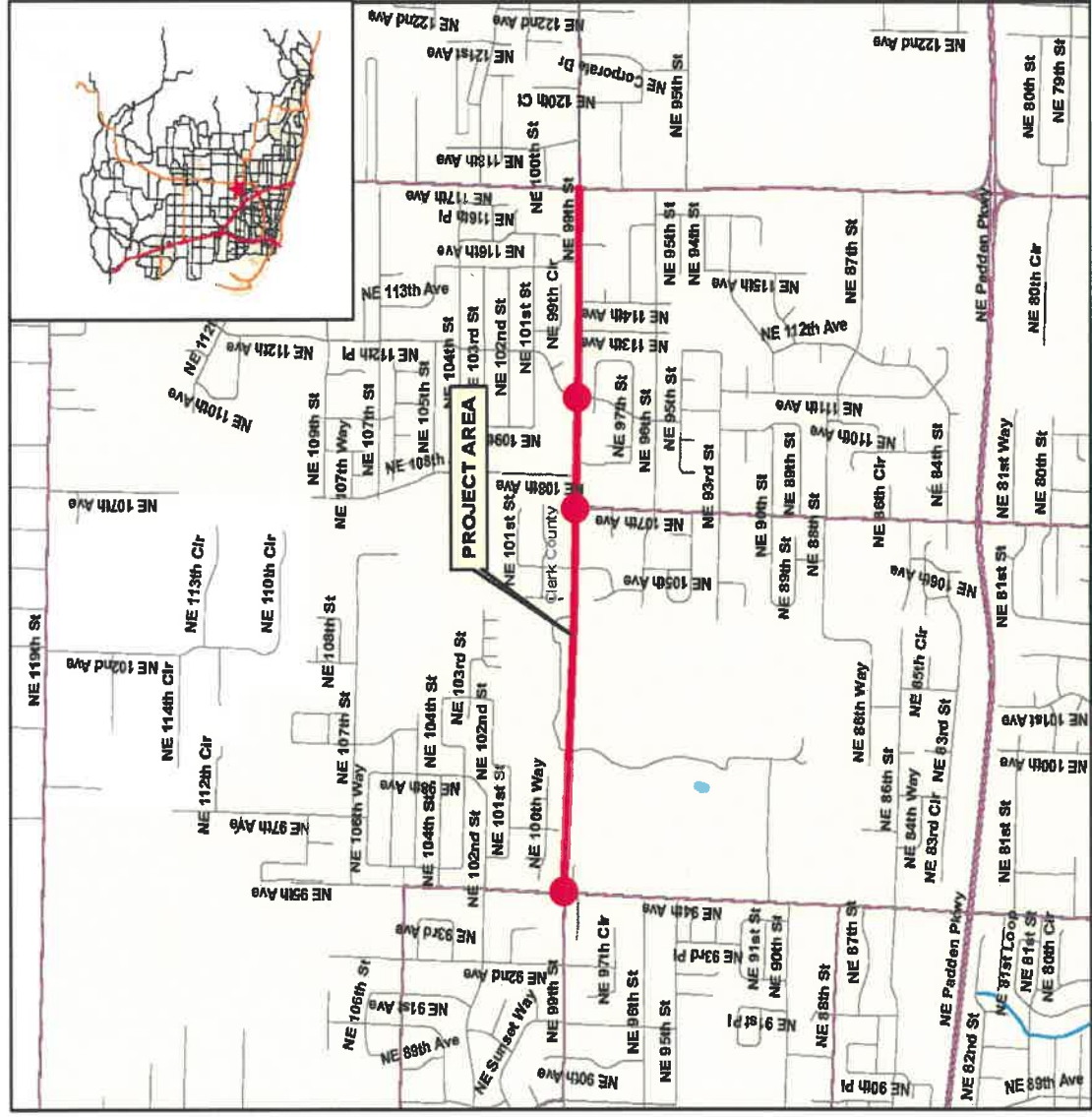
PROJECT SCOPE:

- Build 3 roundabouts on 99th Street at NE 94th Avenue, NE 107th Avenue, and NE 110/112 Avenue
- Build new and reconstruct the existing NE 99th Street to a standard roadway between NE 94th Avenue and west of SR-503 with bike lanes/sidewalks to complete the corridor gap.



Project Location and Vicinity Map

Council District 2



Clark County's First Roundabout Corridor! This project improves east/west travel and reduces congestion in the Orchards areas by reconstructing NE 99th Street and completing the roadway gap between NE 94th Avenue and NE 105th Avenue.

